

MEMO ENDORSEDUNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK----- X
UNITED STATES OF AMERICA,

Plaintiff,

-against-

SAMUEL BANKMAN-FRIED
a/k/a "SBF",Defendant.
XUSDC SDNY
DOCUMENT
ELECTRONICALLY FILED
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DATE FILED: 6/18/24

CASE NO. 22-cr-673 (LAK)

**JOINDER OF FULCRUM
DISTRESSED PARTNERS LIMITED
TO PETITIONS OF JOINT
LIQUIDATORS AND EMERGENT
FIDELITY TECHNOLOGIES LTD
FOR HEARING TO ADJUDICATE
THEIR CLAIMS WITH RESPECT TO
FUNDS THAT ARE SUBJECT TO A
PRELIMINARY ORDER OF
FORFEITURE****JOINDER OF FULCRUM DISTRESSED PARTNERS LIMITED TO VERIFIED
PETITIONS OF JOINT LIQUIDATORS AND EMERGENT FIDELITY
TECHNOLOGIES LTD FOR HEARING TO ADJUDICATE THEIR CLAIMS WITH
RESPECT TO THEIR SHARE OF THE EMERGENT ASSETS THAT ARE
SUBJECT TO A PRELIMINARY ORDER OF FORFEITURE**

Fulcrum Distressed Partners Limited ("Fulcrum") joins in and fully supports the petitions filed by the Joint Liquidators of Emergent Fidelity Technologies Ltd. (the "JLs") (DKT# 447) and by Emergent Fidelity Technologies Ltd. ("Emergent") (DKT# 446) under 21 U.S.C. § 853(n)(3) (collectively, the "Petitions"), for a hearing to adjudicate the validity of their right, title and interest asserted therein with respect to (i) 55,273,469 shares of stock of Robinhood Markets Inc. (the "Robinhood Shares") and (ii) approximately \$20,746,713.67 in United States currency that was held with the Robinhood Shares in a brokerage account owned by Emergent (the "Emergent Cash"), which collectively are subject of the Preliminary Order of Forfeiture entered by this Court on March 29, 2024 in the above captioned matter.

Fulcrum is the funder under a Liquidation Funding Agreement pursuant to which Fulcrum

advanced funds to the Joint Liquidators for the purpose of preserving and protecting Emergent's assets, principally comprising the Robinhood Shares and the Emergent Cash (collectively, the "Emergent Assets"), by (a) pursuing and responding to litigation in the Antigua courts and (2) commencing a case under chapter 11 of the United States Bankruptcy Code in the District of Delaware. As noted in Emergent's Petition, notwithstanding multiple court orders directing the Defendant herein to pay the JL's attorneys' fees and costs, the Defendant has not complied with such orders, making Fulcrum's funding all the more critical to the JLs' efforts to preserve and protect the Emergent Assets for the benefit of parties with interests in the assets.

Fulcrum joins in and fully supports the JL's argument that they are bona fide purchasers for value under U.S.C. § 853(n)(6)(b), and Emergent's argument that it is the owner of the Emergent Assets with superior title thereto or, alternatively, that Emergent is a bona fide purchaser for value of such assets.

Dated: New York, New York
June 14, 2024

BLANK ROME LLP

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Attorneys for Fulcrum Distressed Partners
Limited

*Devoid without
prejudice to the filer's
by this entry of
a petition in the court
right*
AM *6/18/24*